IN THE HIGH COURT OF JUDICATURE OF

ANDHRA PRADESH

AT HYDERABAD

THE HON'BLE MR. JUSTICE J.CHELAMESWAR

And

THE HON'BLE MR. JUSTICE D.APPA RAO

WRIT PETITION NO. 9091 OF 2006

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Dated: 12th June, 2006

Between:

M/s. Prasad & Company (Project Works)

Limited, Begumpet, Hyderabad, Rep. by

Mr. S. Prasad Raju, Managing Director.

Petitioner

AND

The Commercial Tax Officer,

Panjagutta Circle, Hyderabad and others

Respondents

THE HON'BLE MR. JUSTICE J.CHELAMESWAR

And

THE HON'BLE MR. JUSTICE D.APPA RAO

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W.P. NO. 9091 OF 2006

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ORAL ORDER:

(Per the Hon'ble Sri Justice J.Chelameswar)

The petitioner is assessed for the years 2000 – 2001 under the A.P.G.S.T. Act by proceedings of the first respondent. The said assessment order was revised by the second respondent. Aggrieved of the said revision, the petitioner carried the matter in appeal before the Appellate Tribunal. Pending appeal, the petitioner sought stay of recovery of the tax, held due from the petitioner by the Revisionary Authority (Second Respondent). By order dated 24.03.2006, the third respondent rejected the said petition. Hence, the present writ petition.

On 28.04.2006, while ordering notice before admission, this court directed interim stay of the recovery of tax on the condition of petitioner depositing an amount of Rs.10.00 lakhs (Rupees ten lakhs) within a period of four weeks from that date.

When the matter is taken up today, it is represented by the learned counsel for the petitioner that the conditional order dated 28.04.2006 has since been complied. This fact is not in dispute.

Since the conditional order has already been complied, we do

not see any reason to keep the matter pending further. The writ petition is disposed of making the interim order 28.04.2006 as final order in the writ petition. No order as to costs.

J.Chelameswar, J.

D.Appa Rao, J.

12th June, 2006

MAS